

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

CHAMBERS OF  
MADELINE COX ARLEO  
UNITED STATES MAGISTRATE JUDGE

MARTIN LUTHER KING COURTHOUSE  
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September 12, 2007

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VIA REGULAR & CERTIFIED MAIL, R.R.R.

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70 Clinton Road  
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**REPORT AND RECOMMENDATION**

**Re: Union of Orthodox Jewish Congregations of America v. Fleet Technologies  
Civil Action No. 05-4605 (WHW)**

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Dear Counsel:

By Order dated November 27, 2006, Magistrate Judge Hedges entered an Order recommending that defendant Pure Springs Water Company, a corporate entity not represented by counsel, have its pleadings stricken and a default entered against it. (Docket Entry No. 31). However, that Order was not styled as a Report and Recommendation as required by the local rules. This Report and Recommendation clarifies Judge Hedges' prior Order.

Under Third Circuit Law, a corporate entity must be represented by counsel. Simbrow v. U.S., 367 F.2d 373 (3d Cir. 1966). No attorney has entered an appearance on behalf of Pure Springs Water Company. Accordingly, this Court hereby recommends that its pleadings be stricken and a default be entered against it. Pure Springs has ten (10) days to file any written objections.

**SO ORDERED.**

s/Madeline Cox Arleo

**MADELINE COX ARLEO**  
**United States Magistrate Judge**

cc: Clerk  
Hon. William H. Walls, U.S.D.J.  
File